2

REMARKS

Applicants appreciate the thoroughness with which the Examiner has examined

the above-identified application. Reconsideration is requested in view of the remarks

below.

The Examiner has rejected claim 1 under the judicially created doctrine of

obviousness type double patenting as being unpatentable over claim 1 of United States

Patent No. 6,511,483 to Gwyther. The present application is also by Gwyther and is

owned by the same assignee, Jarvis Products Corporation. The applicant previously

submitted a Terminal Disclaimer executed by Jarvis Products Corporation, but

inadvertently neglected to attach the fee due. The applicant encloses the fee due, a

copy of the previously submitted Terminal Disclaimer and a copy of the previously

submitted statement in accordance with 37 C.F.R. § 3.73. The Examiner is respectfully

requested to withdraw the double patenting rejection (obviousness type) in view of the

filing of the terminal disclaimer and applicable fee. In the event of any over or

underpayment of the fee due, authorization to charge the undersigned's deposit

account 04-0566 is hereby granted.

It is respectfully submitted that the application has now been brought into a

condition where allowance of the entire case is proper. Reconsideration and issuance

of a notice of allowance are respectfully solicited.

Anthony P. Dello

Respectfully gubmitte

DeLIO & PETERSON, LLC 121 Whitney Avenue

New Haven, CT 06510-1241

(203) 787-0595

Reg. No. 18,729

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: Marian R. Capelli Date: May 4, 2004 Signature: May 1, 2004 Signature: